

FISCAL NOTE

HB 431 - SB 330

February 24, 2003

SUMMARY OF BILL: Authorizes the Board of Claims to reimburse an affected officer or employee for adjudicated damages and costs if the circumstances of the case warrant such reimbursement damages and provides that the Board of Claims' decision on the reimbursement shall be final and shall not be judicially reviewable. Bill applies retroactively to cases in which a decision was rendered by the Tennessee Court of Appeals during and after the year 2000.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - Exceeds \$10,000/Claims Award Fund

Estimate assumes a not significant increase in benefit payouts from the Claims Award Fund. Based on a review of the claims presented to the Board of Claims in the past 5 years, the average award for punitive damages was \$10,000 per year.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James A. Davenport".

James A. Davenport, Executive Director